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ALEXANDRIA, VA 22313-1450

Re: Serial No.: 09/983,070

Applicant(s): VINCE FISCHER, ET AL.

Filing Date: OCTOBER 23, 2001

For: SYSTEM AND METHOD FOR COLOR-REVITALIZING HAIR

Group Art Unit: 1751

Examiner: ELHILO, EISA B.

SIR:

Attached hereto for filing are the following papers:

NOTICE UNDER 37 C.F.R. §1.251 AND STATEMENT (RETURN COPY)

3 SETS FORMAL DRAWINGS - COLOR (FIGURES 1-14)

Our check in the amount of \$ -0- is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 50-1442. Further, if these papers are not considered timely filed, then a request is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY U.S. LLP



Steven B. Kelber
Attorney of Record
Registration No.: 30,073

In re Application of: Fischer, Vince et al.
Application No.: 09983070
Filing Date: 10/23/01
Title: SYSTEM AND METHOD FOR COLOR-REVITALIZING HAIR

Direct to: U. S. Patent and Trademark Office
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NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

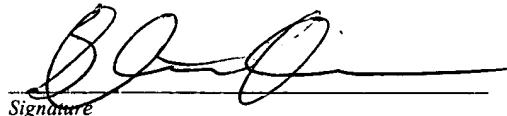
The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

Applicant does not possess any record of the correspondence between the Office and the applicant for the above identified application.

4/29/05
Date



Signature

Steven B. Kelber, Reg. No. 30,073
Typed or printed name

A Copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.